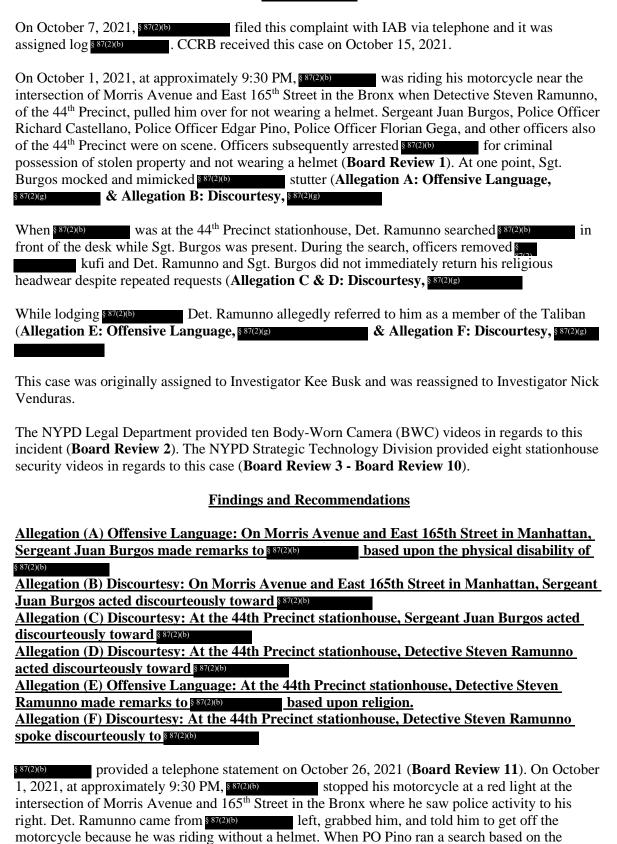
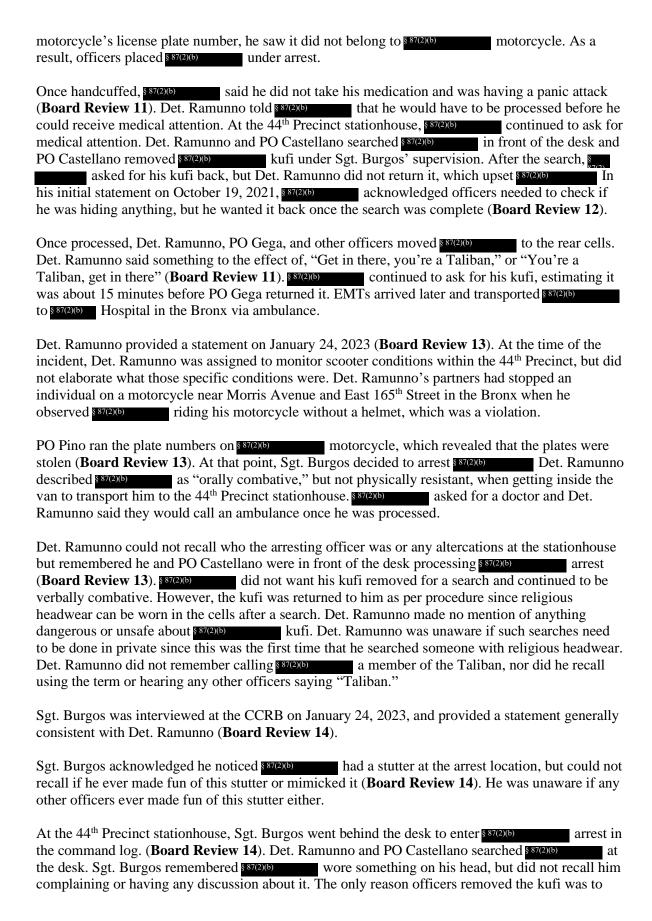
CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:		Force	$\overline{\mathbf{Q}}$	Discourt.	U.S.
Nicholas Venduras		Squad #16	202106232		Abuse	\checkmark	O.L.	☐ Injury
		T (1 CT 11)			10.3		2.	I n · .
Incident Date(s)		Location of Incident:			18 Mo. SOL		Precinct:	
Friday, 10/01/2021 9:30 PM, Friday, 10/01/2021 9:40 PM		Morris Avenue and East 165th Street 44th Precinct stationhouse		4/1/2023		44		
Date/Time CV Reported		CV Reported At:	How CV Reported	:	Date/Tim	e Rece	eived at CC	RB
Thu, 10/07/2021 11:20 PM		IAB	Phone		Fri, 10/15/2021 11:04 AM			
Complainant/Victim	Type	Home Addre	ess					
Subject Officer(s)	Shield	TaxID	Command					
1. DTS Steven Ramunno	05143	930874	044 PCT					
2. SGT Juan Burgos	05644	932380	044 PCT					
Witness Officer(s)	Shield N	o Tax No	Cmd Name					
1. PO Florian Gega	10702	968432	044 PCT					
2. LT Nicholas Mcgarry	00000	949302	049 PCT					
3. PO Jonathan Cancel	02493	966491	044 PCT					
4. PO Edgar Pino	08082	957270	044 PCT					
5. PO Vincent Dempsey	10828	966538	044 PCT					
6. PO Richard Castellano	25087	957429	FTU 7					
7. PO Jeuri Paulino	11935	954220	044 PCT					
Officer(s)	Allegatio	on			Inv	estiga	itor Recon	nmendation
A.SGT Juan Burgos		guage: On Morris Avenu an, Sergeant Juan Burgo based upon the physical	s made remarks to					
B.SGT Juan Burgos	Discourtesy: On Morris Avenue and East 165th Street in Manhattan, Sergeant Juan Burgos acted discourteously toward \$87(2)(0)							
C.SGT Juan Burgos	Discourtesy: At the 44th Precinct stationhouse, Sergeant Juan Burgos acted discourteously toward [8,87(2)(6)]							
D.DTS Steven Ramunno	Discourtesy: At the 44th Precinct stationhouse, Detective Steven Ramunno acted discourteously toward [\$\frac{\$\frac{87(2)}{6}}{6}]							
E.DTS Steven Ramunno		guage: At the 44th Preci amunno made remarks t gion.		etect ased				
F.DTS Steven Ramunno		esy: At the 44th Precinct amunno spoke discourte		etive				

Case Summary





search it and Sgt. Burgos instructed officers to return it to him since it had no contraband, as is his understanding of the procedure for searching someone with religious a head covering. However, Sgt. Burgos was unaware of any rules or procedures stating searches of people with such head coverings should be done in private.

Once the search was complete, officers placed \$\frac{87(2)(b)}{2}\$ in a cell and Sgt. Burgos remained behind the desk (**Board Review 14**). At no point did any officers refer to \$\frac{87(2)(b)}{2}\$ as a member of the Taliban or ever use the word Taliban when speaking to \$\frac{87(2)(b)}{2}\$ Once lodged, Sgt. Burgos instructed an unknown officer to call an ambulance as per \$\frac{87(2)(b)}{2}\$ request. Shortly after, \$\frac{87(2)(b)}{2}\$ started removing his clothes, at which point Sgt. Burgos instructed officers to lodge him in a different holding pen in the back away from other prisoners.

Det. Ramunno's BWC captured arrest until he gets lodged in the first cell (**Board Review 15**). The initial stop and arrest, between 3:55 and 7:45, are generally consistent with the officers' statements.

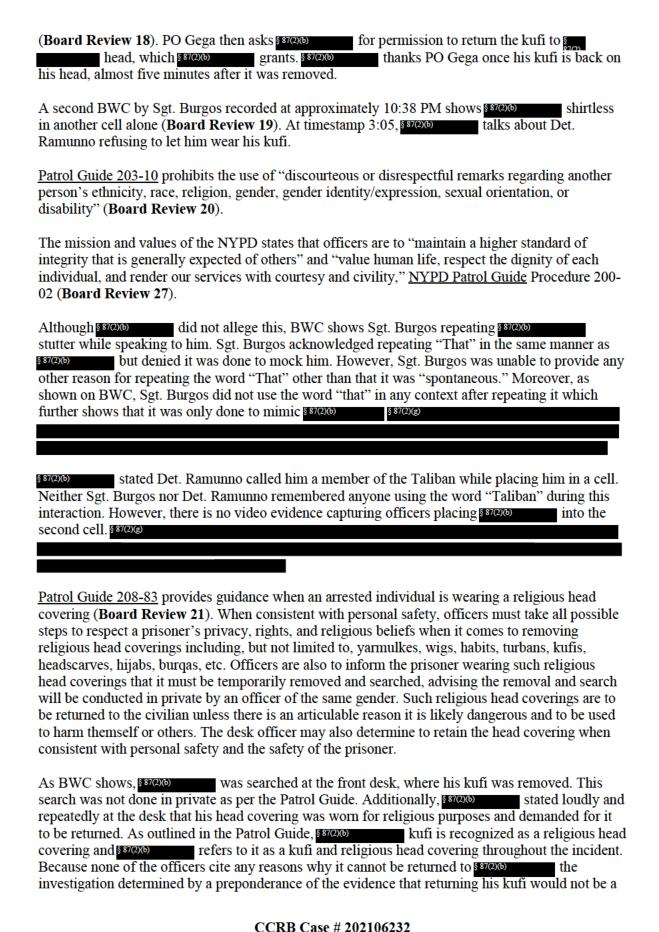
Sgt. Burgos' first of two BWC videos shows him speaking to \$87(2)(6) once he is handcuffed (**Board Review 16**). At timestamp 8:02, after \$87(2)(6) says his motorcycle is not a Revel, Sgt. Burgos says, "Let's go" and guides him by the arm towards a marked NYPD van. At timestamp 8:04, \$87(2)(6) says with a stutter, "For what?" About five seconds later, at timestamp 8:09, \$47(2)(6) stutters on the word "That" as he speaks just before asking for a doctor. Sgt. Burgos then immediately repeats the same word ("That") multiple times and then repeats the word "Yeah" at least three times. Prior to this, between 6:12 and 8:02, \$87(2)(6) stutters at various points and continues to do so throughout the interaction.

In his interview, Sgt. Burgos watched the portion of his BWC when he says, "That," multiple times in succession at timestamp 8:09 (**Board Review 14**). He acknowledged he repeated the word, but denied it was done to mimic or mock SST(2)(b) Sgt. Burgos does not generally stutter himself. He explained his repetition of, "That," "just came out" and his own stutter may have happened "spontaneously."

Later, once officers transport (Society) to the stationhouse, Det. Ramunno's BWC captures his processing and lodging (Board Review 15). During his processing, Sgt. Burgos is behind the desk and Det. Ramunno and PO Castellano take an inventory of (Society) money and other belongings. At timestamp 20:02, PO Castellano removes (Society) kufi from his head and (Society) asks for it to be returned because it is a religious headwear. This is the first time (Society) refers to his kufi as a "religious cap" but will reiterate its religious significance throughout the rest of the footage. Det. Ramunno says that it cannot be on his head, but (Society) argues he has a First Amendment right to wear it, likening his kufi to a Jewish yarmulke. At timestamp 20:25, (Society) tells Det. Ramunno he will cooperate if they put his kufi back on. He asks for it again at timestamp 22:15. At timestamp 24:09, Det. Ramunno and PO Gega bring (Society) refers to as his "hat." While walking through a door with a glass window in it, (Society) headbutts it and damages the already cracked glass. At no point does any officer say or do anything that would indicate the kufi is in any way dangerous or contains contraband.

At timestamp 24:09 of PO Castellano's BWC, Sgt. Burgos can be heard from behind the desk saying, "Put his hat on, put his hat on, is that going to calm him down?" (**Board Review 17**). At that point PO Castellano brings [87(2)6] kufi to the holding cell area.

PO Gega's BWC shows him taking \$87(2)(b) kufi from PO Castellano at timestamp 3:07



respect for \$870 repea	religious beliefs	ety. Sgt. Burgos does not reference when he instructs officers to reture a span of five minutes, but does dding cell area.	n the kufi after
	<u>Civilian and</u>	Officer CCRB Histories	
• Serger in 12 o	201900746 involved one su Burgos. The Board recomm imposed Command Disciplitive Steven Ramunno has been in 31 other CCRB complainmentiated. Society 201607043 involved a substantial Ramunno. The Board recommosed Formalized Training 201805543 involved a substantial Ramunno. The Board recommosed Formalized Training 201805543 involved a substantial Ramunno. The Board recommosed Formalized Training 201805543 involved a substantial Ramunno. The Board recommon Instructions.	en a member of service for 19 year nts and 61 other allegations, four of stantiated allegation of abuse - que mmended Command Discipline	esy – word against Sgt. and the NYPD rs and has been the of which were estion against Det. A and the NYPD y – word against Det. d the NYPD imposed thure to provide RKTA
On Jac Comp	ase was not suitable for medi nuary 31, 2023, a Notice of C	Civil and Criminal Histories ation. Claim inquiry was sent to the NYC The results will be added to the cas	
Investigator:	Nick Venduras Signature	Inv. Nicholas Venduras Print Title & Name	2/06/2023 Date

Squad Leader: _	Patrick Yu Signature	IM Patrick Yu Print Title & Name	02/06/2023 Date
Reviewer: _	Signature	Print Title & Name	